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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

David Becker et al.

Serial No.: 09/923,058

Filed: August 6, 2001

For: METHODS FOR ENHANCING SILICON
DIOXIDE TO SILICON NITRIDE
SELECTIVITY (AS PREVIOUSLY
AMENDED)

Group Art Unit: 1763

Examiner: George A. Goudreau

Atty. Dkt. No.: MCRO284—2/LWT

TERMINAL DISCLAIMER

Commissioner for Patents
P.O. Box 1450
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Pursuant to Rule 3.73(b) and Rule 1.321, I, Terril G. Lewis, represent that I am an authorized attorney of record for the above-referenced application and therefore authorized to act on behalf of the assignee. The Assignee of record for the above-referenced application is Micron Technology, Inc. as evidenced by the assignments recorded Reel/Frame 6156/0327 and 6780/0996, who owns a 100% interest in the above-referenced application.

The Assignee hereby agrees that any part of the statutory term of any patent granted on the above-referenced application that extends beyond the expiration date of U.S. Patent Nos.

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6,287,978, 6,015,760, and 5,880,036, or 5,286,344 (the "subject patents"), as measured in accordance with 35 U.S.C. §§ 154-56, 173 and with respect to any terminal disclaimer filed with respect to the subject patents (the "expiration date of the subject patents"), is hereby disclaimed, except as provided below. It is agreed that any patent granted on the above-referenced application shall be enforceable only for and during such period that any such granted patent is commonly owned with the subject patents. It is further agreed that this terminal disclaimer applies to any patent granted on the above-referenced application and is binding upon any grantee and/or its successors or assigns.

However, the Assignee does not disclaim any part of the statutory term of any patent granted on the above-referenced application that extends to the expiration date of the subject patents, in the event that, before the expiration date of the subject patents, one of the subject patents: expires for failure to pay a maintenance fee; is held unenforceable; is found invalid by a court of competent jurisdiction; is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321; has all claims canceled by reexamination certificate; or is reissued in any manner.

Respectfully submitted,

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